

The permit for the Ashcraft Hog Farm was originally requested by the owner and denied by the Department due to the existence of another hog farm in the same drainage basin. The decision was appealed to the Commission and the owner has since reapplied for the permit with amended operations and waste treatment plans.

Subsequent to the permit request, the Department received numerous complaints as well as a signed petition from neighbors in the vicinity of the farm protesting permit issuance. The Department has reviewed the plans and specifications for the waste disposal system developed by the Soil Conservation Service and considers them technically correct. Due to the sensitivity of the circumstances involved, the decision for permit issuance is hereby referred to the Commission for consideration. The Department is of the opinion that it has no legal basis for denial of the permit as long as the permittee is able to comply with the specified conditions.

COMMISSIONERS

JS
CS
CH. F. S.W.
no vote
207
207

James R. Shell

SUBMITTED BY: James R. Shell
Acting Chief of the
Water Division

DATE PASSED: 4/4/80

PERMIT

Issued By

DEPARTMENT OF POLLUTION CONTROL & ECOLOGY

8001 National Drive
Little Rock, Arkansas 72209

Permit No. 2378-W

Date _____

TO: Delbert A. Ashcraft
Route 1, Box 135
Dover, Arkansas 72837

Consulting Engineers:
U.S. Soil Conservation Service
Post Office Box 1209
Fort Smith, Arkansas 72902

This permit is your authority to construct, operate, and maintain the waste disposal system set forth in your application dated January 30, 1980. This permit is issued subject to the provisions of Act 472 of 1949, as amended (sec.82-1901 et seq., Ark. Stats.) and the following terms and conditions:

1. The disposal system shall be constructed in accordance with the final plans and specifications as approved by the Department of Pollution Control & Ecology.
2. This permit shall automatically terminate unless construction of the disposal system has been commenced within 6 months of the date hereof and completed with all reasonable diligence. The Department shall be notified in writing when the disposal system has been completed in order that it may be inspected.
3. The disposal system shall be operated by qualified personnel and maintained in good operating condition at all times.
4. By-passing of the disposal system is prohibited and will result in revocation of this permit and/or other appropriate enforcement action by the Department.
5. There shall be no increase in the volume or strength of the waste being treated by the disposal system except within design limits covered by the plans and specifications approved by the Department. No extension or modification of the disposal system may be made without the issuance of a new permit.
6. This permit may be revoked or modified whenever it is necessary, in the opinion of the Department, to prevent or abate pollution of any waters of the State.
7. Nothing herein contained shall be construed as releasing the permittee from any liability for damage to persons or property by reason of the installation, maintenance, or operation of the disposal system.
8. This permit is issued in reliance upon the statements and representations made in the application and the plans and specifications and the Department has no responsibility for the adequacy or proper functioning of the disposal system.
9. PLEASE NOTE ADDITIONAL CONDITIONS ON ATTACHED SHEET.

DEPARTMENT OF POLLUTION CONTROL & ECOLOGY

By _____
Director

9. The floors of the pig grower and breeding and gestation houses shall be scraped down or otherwise cleaned at least every other day, weather permitting.
 10. Manure solids from the isolets shall be removed at least once per week as per SCS plan of operation.
 11. Land application of waste shall not be undertaken when the soil in the applicable pasture is saturated, during rainy weather, or when rain is in the immediate weather forecast.
 12. The pond shall be pumped down by withdrawing water from the top 12 inches of pond surface, where feasible.
 13. The waste shall not be applied in a manner that will allow the waste to enter a waterway.
 14. All operational procedures and/or conditions as outlined in the design report submitted to the Department shall be followed.
 15. Appropriate waste handling equipment shall be available for effective operation of the system.
 16. The owner shall take all reasonable and necessary measures to minimize obnoxious and offensive odors.
 17. Dead animals shall be disposed of in a manner approved by the Department.
 18. The Department reserves the right to require additional measures, as necessary, to eliminate public nuisance conditions.
 19. Animals shall not be placed on the facility until an on-site inspection has been made by Department personnel and final approval for operation has been granted.
 20. No less than 17 acres of land shall be available and suitable for spreading of hog manure and no less than 47 acres available and suitable for spreading of chicken litter. Mixing of the two types of manure shall not be allowed.
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